

# THE KENTUCKY KERNEL

Thursday Evening, April 24, 1969

UNIVERSITY OF KENTUCKY, LEXINGTON

Vol. LX, No. 138

## Students Urge Revision Of Student Code; Demonstration Scheduled This Afternoon

By DOTTIE BEAN  
Kernel Staff Writer

Approximately 1,000 members of the University community turned out Wednesday night to propose a Student Code revision to submit to the University Senate, the UK Board of Trustees and acting President A. D. Kirwan.

The proposal, in addition to revising the Student Code, demands reinstatement of the four students suspended from the University in connection with last week's drug raid.

Students also unanimously decided to show their support of the proposal and recommendation by rallying in front of the Administration Building at 3:30 p.m. today and marching to the Law Building, where the University Senate will meet.

Despite the multitude of amendments proposed, discussed and withdrawn at the two-hour meeting, the motion to submit the final revision and reinstatement recommendation to the University Senate—for approval and recommendation to the UK Board of Trustees—passed unanimously.

At the same time, a motion also was approved to submit the revision and reinstatement demands to President Kirwan and ask that he overrule the decision by Dr. Stuart Forth, acting vice president for student affairs, to suspend the students. This motion was submitted in preference to one asking that an earlier date be set for the May Board of Trustees meeting.

It was decided that students would make a show of support at the University Senate meeting today in two ways:

First, a committee of five representatives, including Guy M. Mendes III, managing editor of the Kernel, who was chairman of the ad hoc meeting, would request admission to the University Senate meeting at 4 p.m. today in the Law College courtroom.

The other four are Linda Bailey, an outgoing SC representative; Mike Farmer, who served as student ombudsman before the position was abolished; Thom Pat Juul, titular head of the SAR party and SC representative, and Geoffrey Pope, chairman of CAR-SA.

These students would attend in addition to Student Government President Wally Bryan and two others—Sheryl Snyder and Winston Miller, all ex-officio members of the Senate.

It also was asked that newly elected SC President Tim Futrell be present and present the students demands. Futrell pointed out that he was not yet installed as a member of the senate, but would have to obtain permission from the senate to attend.

In addition, all interested students were asked to meet at 3:30 in front of the Administration Building for a march to the University Senate meeting at the Law College.

Mendes and the four representatives appointed by him will try to meet with Dr. Kirwan to present their demands earlier today.

The proposal for "revision of the Student Code, submitted by an ad hoc student group," as finally amended and passed, reads:

"Under the terms of the present Student Code, the University Appeals Board and the acting vice president for Student Affairs

have suspended several students who were arrested in recent off-campus drug raids. If the civil authorities do not see fit to detain these students as constituting a 'clear and present danger' to the community, it is absurd for the University to regard them as such. In order to prevent a recurrence of this incident, and to clarify the issues relating to the rights of students arrested, we submit the following to replace the three concluding paragraphs of Title II, Part C (pp. 15-16) of the Student Code:

"The University shall not seek to concern itself with any student's relationships with civil authorities. The only exception shall be, that if requested to do so by the student or compelled by law, the University may divulge information pertinent to a criminal case. The Student Code is designed to protect students from punishment by both civil and University officials for the same offense whether it occurs on or off-campus, and therefore no sanctions shall be imposed by University authorities in these cases.

"Considering especially the nearness of final exams we demand that those students unjustly suspended be immediately reinstated, and we will not be satisfied with anything less than their reinstatement, as well as the adoption of the above revisions."

The passage of this revision would replace the present wording in the second of the three paragraphs which states that "in the event that a student has been accused of an offense against the University and/or against the

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Guy Mendes, Kernel managing editor, began Wednesday night's mass meeting with an explanation of the revisions of the Student Code the student ad hoc committee is requesting and why the revisions should be made. The proposal passed at the meeting also demanded the reinstatement of five students recently suspended following their arrest on drug charges.

Kernel Photo by Howard Mason

### Explanation

## Local AAUP To Investigate Board Of Student Publications

By LEE B. BECKER  
Editor-in-Chief

The UK chapter of the American Association of University Professors (AAUP) has established an ad hoc committee to investigate allegations that the Board of Student Publications used ideology as a criteria for the selection of Jim Miller as editor of next year's Kernel.

The committee, according to UK chapter President Dr. J.W. Patterson, will file a report with the AAUP executive committee as soon as it has compiled its findings.

Initial hearings began this af-

ternoon with the candidates for editor of the Kernel.

According to Dr. Patterson, however, the exact procedure the ad hoc committee will pursue in other questioning has not yet been determined.

If the committee finds evidence of the use of ideology as a factor in the selection, Dr. Patterson said, the executive committee may ask the same ad hoc committee to make recommendations for solutions.

The ad hoc committee was formed, according to Dr. Patterson, after a front-page, signed editorial in the April 17 Kernel accused the Board of Student

Publications of passing over journalistic qualifications in favor of ideology in the April 15 selection of Miller as editor.

Dr. Jesse Weil, physics, was appointed chairman of the committee. Other committee members are: Dr. Lewis Donohew, communications, Paul Oberst, law, Dr. Bradley Canon, political science, and Dr. John Via, English.

## GSA Argues For Break From SG

Dean Betty Jo Palmer met last night with the Graduate Student Association (GSA) to discuss the possibility of GSA breaking away from the authority of the Student Government.

According to the governing regulations of the University, the only way the GSA can exist is to be an adjunct of Student Government.

Arguing that the graduate and undergraduate students have separate and distinct problems, members of the GSA discussed with Dean Palmer and their faculty adviser, Dr. Eugene B. Gallagher, measures that would separate GSA from Student Government.

Dr. Gallagher and Dean Palmer recommended that the executive council of GSA draft an amendment to the governing regulations of the University which would allow the GSA to be recognized as a separate entity and to appear with this amendment at the University Senate meeting today.

He also suggested that a for-

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### Debate

Around 1,000 students filled the Grand Ballroom of the Student Center to listen to the debate on the proposed revisions of the Student Code. Besides requesting the revisions and demanding the reinstatement of five suspended students, the meeting scheduled a demonstration for this afternoon to accompany the presentation of the proposals to the University Senate.

Kernel Photo by Howard Mason



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## Cornell Faculty Endorses Demands

The Associated Press  
The Cornell University faculty reversed itself dramatically Wednesday, agreeing to demands of black militant students who carried arms on campus in a weekend occupation of a student center.

In other developments in campus turmoil, new demonstrations erupted at American and Princeton Universities and disorder spread at City College of New York.

At Columbia University—on the first anniversary of the outbreak of student disorders on the Morningside Heights campus—white students rioted briefly to show support for black student demands.

The Cornell faculty vote, described as "clear cut," would drop charges against five black militants, representing a victory for the campus Afro-American Society. It had threatened violent reprisals unless the charges against the five black students were dismissed.

The faculty had voted overwhelmingly Monday night to reject an agreement that the armed black students signed with administration officials Sunday. The charges, stemming from earlier demonstrations, were the key issue.

A thunderous cheer from some 7,000 Cornell students, gathered

in Barton Hall, greeted the news of the faculty vote.

A dozen students stormed the administration building at American University in Washington, D.C. and evicted the president. But the protestors later were evicted themselves by about 30 fraternity men.

There was some brief scuffling but no reported injuries.

A university spokesman said the counter-raid was organized after a strategy meeting of the school's Interfraternity Council.

The original protestors escorted President George Williams from his office shortly before noon.

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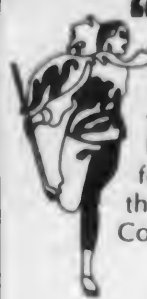
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# THE KENTUCKY KERNEL

UNIVERSITY OF KENTUCKY

ESTABLISHED 1894

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## Second-Class Citizens

When the University Senate meets today to deliberate over the adoption of the Student Bill of Rights, there are several factors it should keep in mind. These factors are especially important in light of the fact that the senate also today will be asked to consider revising the Student Code because of weaknesses that also could well be present in the bill of rights.

The revision of the Student Code issue, of course, will concern a provision which administrators cited in suspending students arrested in off-campus drug raids. Despite the contrary reasoning given for establishing the code, the suspensions were accomplished because of the vague wording of the provision cited.

The bill of rights, which is partially meant to rectify some of the wrongs existing within the code, also contains a great deal of vague wording. This factor makes the bill of rights just as capable of being misconstrued for the purposes of the administration as is the code.

It must be pointed out that the bill of rights represents the culmination of much hard work and dedication to the principle of recognizing the rights of students. Nevertheless, there is the real danger that if the document is adopted in its present form, the result could be worse than not having any such measure at all. This is because, owing to the vagueness and possibilities for misuse of the bill, administrators could actually twist it to SUPPORT their authoritarian moves.

The only possible means of pre-

venting this is the provision in the bill for a Student Rights Board, which would be empowered to overturn rulings it deems unjust or arbitrary. But, as seen in the recent decision of the University Appeals Board in regard to the student suspensions, such bodies do not even represent the probability that justice will prevail.

In the final analysis, then, the Student Bill of Rights—in its present revised form—is just as capable of being misconstrued to the disadvantage of students as is the Student Code. All that stands to prevent this is the Student Rights Board. The University Senate must determine whether or not it is likely that the board will be a just and meaningful appeals mechanism. If not, then it appears that the bill of rights has more potential for harm than for good.

One thing that should be clear by now is that sooner or later this University is going to have to pay should it set up another sham such as the Student Code. Even University of Kentucky students are not going to tolerate second-rate citizenship for many more years.



## Irresponsibility

The action, or rather inaction, by the J-Board when presented with evidence of election irregularities by two defeated SG Assembly candidates Tuesday night is a clear-cut case of irresponsible action by students in power.

The nine students present Tuesday night on the 14-member J-Board upheld by a five to four vote the election of SG representatives, apparently on grounds that insufficient evidence of wrong-doing was presented or that the acts would not have affected the outcome of the election.

While the J-Board would not release the voting by board members, the fact that five of the members voting are Greek undergraduates while the other four members are independent graduate students

does seem to suggest a conflict of interest. This is especially true when one considers that the question at point was one of violations of rules by those supporting a Greek slate of representative candidates.

The board ruled that the irregularities were inconsequential in determining the election victors, but this hardly seems to have been the case. The defense witnesses did not deny the charges, but rather explained how they occurred. In an election in which 35 votes separated a winner from a loser, any irregularity could have had an effect. And there is no way of knowing just how many irregularities were never uncovered.

The answer, it seems, is one of irresponsibility on the part of the J-Board.

## Kernel Soapbox: Putting Students First

By STEVE BRIGHT

Member, Board of Student Publications

The front-page editorial in last Thursday's *Kernel* was a perfect example of why there is indeed a need for change in the *Kernel* and why the Student Publications Board was correct in naming Jim Miller as editor of the paper.

The fact that Editor Becker took the entire front page to condemn the board for not choosing his roommate, Guy Mendes, for the position is typical of what the *Kernel* has been doing the past several years—an organ which has been used by a very small number of students to propagandize their views with little or no regard for the vast majority of the students here. Their views and their ideology—whether liberal, conservative or whatever—have mattered little.

What has been important is that many items of news value and of interest to the UK student body have been ignored or underplayed in order to give a select few the opportunity to satisfy themselves with stories which are of little interest to anyone except the writer.

If ideology has even been a factor in choosing *Kernel* personnel, it has been a major factor in determining the *Kernel* hierarchy for the last several years, and that hierarchy is chosen by the editor.

Although I am a member of the Student Publications Board, I have agreed

with the action taken by the board on very few occasions and I am speaking here only for myself and not the board. However, I would like to make several comments about last Thursday's wasted front page.

Censorship.

Without that word Lee Becker would be helpless. He uses it like some people use "communism" to refer to anything they are against.

Whenever any meaningful opposition to the *Kernel* started to mount this year, or when the Student Publications Board even began to take some action, Becker would scream, "You're trying to censor me," and everyone would back off.

He used this method to successfully lead a majority of those on the board around like sheep for an entire year.

The *Kernel* was not censored by the selection of its new editor any more than The *Courier-Journal* would have been if it had hired a new editor.

To say the *Kernel* will now become a "high school newspaper" or that the editorship will be "public relations work" is ridiculous.

It would be a pleasant change of pace, however, if the *Kernel* became a campus newspaper, and, more specifically, the University of Kentucky campus newspaper.

If the board wants the *Kernel* to serve

a public relations function, it certainly made a major mistake by tolerating Becker for an entire year.

Just to point to one example which I feel is typical of this year's *Kernel* coverage, I would like to mention the Young Republicans election last week.

Candidates for the offices in the club had been sending out series of mailings and conducting very spirited campaigns, which were drawing the attention of a very large number of students, considering the fact that there was little or no *Kernel* coverage.

Following the election, there was no story and only one picture with inadequate identification on page three.

But if a college miles away had dropped ROTC credit or if 10 members of the Students for a Democratic Society had met that evening to re-organize for the 61st time this year, it would have been front page news and pictures everywhere.

On several occasions this year when it wasn't preoccupied with a grape boycott, the Vietnam War and providing us with a huge number of simple 1-2-3 solutions to problems which have baffled world leaders for years, the *Kernel* called upon the administration, faculty, staff, state and others to remember the students, to meet student demands and to put students first.

I agree.

And I think that it was about time for the Student Publications Board to put the students first in selecting an editor for the *Kernel*, and that's exactly what it did in naming Jim Miller.

Whether purposely or not, the board responded to students who are fed up with the *Kernel* by naming a student with the journalistic qualifications and ability to hopefully make the *Kernel* a newspaper, something it just hasn't been doing in the past year.

The ideology reflected on the editorial page will be that of the editor, and as long as it is expressed there and not on page one, I expect that it will not be challenged or interfered with.

Miller made it quite clear in his interview with the board that, if chosen, he would be the editor.

That's the way it should be.

But the *Kernel* should not be so quick to condemn the board.

After all, it still chose an editor for The *Kentuckian* who represents little change in that publication.

It is my guess that next year we will see the same old *Kentuckian*, which will be forced down the throats of all graduating seniors whether they want it or not and sold to 10 or 15 additional students who are suckered into buying it.



# Reinstatement Of Ousted Students Demanded

Continued from Page One

city, state or federal government, the nature of which may present a clear and present danger of serious physical or mental harm to the student or to any other member of the University community or to University property, the vice president for Student Affairs, after consultation with the University Appeals Board, may impose such temporary sanctions on the student as are reasonably necessary to protect the student, the University community and/or University property from such danger."

The preceding and the final paragraphs outline judicial proceedings of the University and the enforcement of the sanctions.

The lively debate which preceded the actions was laced with student and faculty criticisms of the suspension of the students as well as faculty defense of the action taken by the appeals board.

The main criticism of the action taken by acting Vice Pres-

ident Forth was that it implied that the University presumed guilt on the part of the five arrested and charged by Lexington officials before they have been proved innocent or guilty in a court of law.

Charles G. Williamson, instructor in the Law College and chairman of the appeals board, defended the board's actions by saying that they had merely "acted in accordance with existing regulations." He stated that he would himself present an amendment to the code at the Senate meeting today.

Pope, who also aided in drafting the original proposal submitted by the ad hoc group, pointed out that student abuse of alcoholic beverages regulations also presented a "clear and present danger" but that the University does not enforce this clause. "I believe that the students were suspended under this clause because drug use has a bad name," he said.

Several student and faculty

groups already have come out in support of the demands. The UK Young Democrats endorsed Tuesday the Kemel editorial attacking the student suspensions. SG President-elect Futrell assured the ad hoc meeting that its actions had made an imprint on the University.

A representative from the Graduate Students Association also appeared to announce that organization's support, and the Haggin Hall Council voted 10-1 to endorse the actions.

Dr. Fred Vetter of the Political Science Department and chairman of the American Association of University Professors (AAUP) "S" Committee, added the committee's endorsement of the proposed revision and reinstatement demands.

The committee includes Dr. Robert Sedler, law professor, Alvin Goldman, also of law, Dr. Lawrence X. Tarpey, professor in the College of Business and Economics, Dr. Bradley Canon, political science, and Dr. John

Weisbuch, College of Medicine.

Dr. Vetter said the AAUP executive committee already has an amendment on the Student Code on the Senate agenda. "We on the 'S' committee have had little success in moving the Senate toward an understanding of student rights. We strongly feel that for our efforts to be successful, action such as that taken tonight is absolutely necessary."

Dr. Vetter said regardless of the action of the Executive Committee of the AAUP before the Senate meeting, the "S" Committee would endorse the student plans.

"However, the Executive Committee will very likely endorse the students' action," he said.


Dr. Frederick J. Fleron Jr. of the Political Science Department and chairman of the Central Kentucky Civil Liberties Union (CKCLU), also suggested to the students that an affiliate student group of the CKCLU be estab-

lished on campus. After the meeting he met with about 25 interested students to begin organization of such a group.

Another short organizational meeting of the group will be held next week, Dr. Fleron said. He asked that any students interested contact him or leave their names, addresses, phone numbers and classifications with the Political Science Department.

"The purpose of this meeting will be to decide how to establish some formal link between UK students and the CKCLU," he said. Essentially what is needed is the formation of a committee of about 10 students, he said. The purpose of the committee would be to investigate student complaints of violations of their civil liberties.

Futrell and several other faculty and student members urged students not to become "disruptive" in their march today but to show up as a sign of support for the proposal which the representatives will be presenting.



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## Blacks Break Off Talks With UofL Administration

LOUISVILLE (AP)—University of Louisville President Woodrow M. Strickler answered charges Wednesday by the Black Student Union on his campus that the school administration had ignored the group's proposals regarding creation of a "Black-affairs" program.

A BSU committee broke off talks with school officials after the school refused to meet the students' deadline for the new program.

The seven-man executive committee of the student group did not say what their next move would be.

Strickler said that the position taken by the Black Student Union was a disappointment to university officials. He added, "For more than a month, the university has given continuing evidence of its good faith and positive commitment to develop the program as agreed to and adopted in March by the Black Student Union representatives and the university."

The BSU said that the administration has dealt only with a 12-point compromise program, which the BSU has consistently rejected. The students also charged the administration with yielding to political pressures in failing to appoint Sterling Neal, the BSU's choice for director of the new program.

Neal is a former social worker with the state Department of Economic Security.

The faculty committee cited Wednesday the following steps toward an expanded program for black students: review of admission processes for black students; discussion of faculty exchange with Kentucky State College; increased library holdings of African studies; expanded tutorial program; funds for BSU students traveling to interview candidates for the job as black consultant; and efforts to hire black faculty

members in cooperation with the BSU.

The students turned and walked from the meeting without a word. The Black Student Union wants the university to: hire two full-time "black affairs" consultants to plan recruitment of black teachers and students; ease entrance requirements for black students; place five Blacks on the school's Board of Trustees (the board now has 10 members, all appointed by the mayor); and hire 57 additional persons concerned with black studies, including a director.

Strickler said after the meeting the school would continue efforts to fill the consultant's position as quickly as possible.

## GSA Wants Autonomy

Continued from Page One

mal request should be written to Student Government asking it to waive all responsibility to graduate students.

Other business included the approval of the GSA constitution, which is to be sent to Dean Palmer for approval today.

GSA also voted at the meeting to endorse the front-page editorial appearing in Tuesday's Kernel. The editorial took issue with the suspension of students arrested in recent drug raids and also called for a mass meeting to formulate a course of action. GSA sent a representative to the meeting.



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# Green To Run 100 In Drake Relays

Jim Green hasn't gotten to run the 100-yard dash outdoors this season. He'll get to this weekend—and it'll be a rough first time.

Green, who has been injured since the Knights of Columbus Meet in February, will be running against Olympian Charlie Greene in Friday and Saturday's Drake Relays.

Greene is co-holder of the 100-meter world record with a time of 9.9. He was winner of the final Olympics Trials and was third in Mexico City.

Green defeated Greene in the 60-yard dash at the Knights of Columbus meet with a 6.0 time. In the finals Green ran it in 6.2, pulling a muscle in the process.

## Ran In UK Relays

Green ran a leg in the mile relay and sprint medley relay in the UK Relays, but hasn't competed in the 100.

Coach Press Whelan hopes that Green can return to the

form he had before his injury. A week before he was injured, he beat three Olympians (John Carlos, Lennox Miller and Ronnie Ray Smith) in the Madison Square Garden Invitational 60-yard dash. On Jan. 25 at Houston, Green won the 60-yard dash by tying the world record time of 6.0.

Green will run in the 440 and 880-yard relays at Drake.

UK will send its field contingent in full force.

Second place holder in the SEC shot put meet, Tom Johnson, will try to top his best outdoor throw of 55 feet.

Ray Sabbatine, who set a UK record with a hammer throw of 159-7 last weekend in the Dogwood Relays in Knoxville, will be against a top field.

John Casler, third place finisher in the Ohio State Invitational last weekend, will be out to better his top throw of 164 feet. Reuben Conley will be trying to keep his record in the UK discus.

Robby Rothfuss will be out to establish a new UK record in the high jump. He holds the present record of 6-8.

## Casler May Own Frisbee Record

John Casler is fairly well-known as a discus thrower at UK, but his claim to fame possibly may lie in his ability to throw a less-known object, the frisbee.

At a UK track practice Tuesday, Casler threw a frisbee 300 feet. This is believed to be the UK record and possibly the world's record.

The frisbee throw was measured by assistant track coach Richard Borden.

The response to Casler's feat has prompted concern in the athletic department as to whether this event should be added to track competition.

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## Pessin, Ellsworth Appeal Maine Chance Verdict

The Associated Press

Dr. Arnold G. Pessin and Rex C. Ellsworth Wednesday filed a formal notice of appeal in their anti-trust suit over the sale of the Maine Chance Farm to the University of Kentucky Research Foundation.

Pessin, a Lexington veterinarian, and Ellsworth, a California horseman, gave notice in U.S. District Court the case is going to the U.S. 6th Circuit Court of Appeals in Cincinnati.

The two lost a U.S. District Court suit when they filed a \$30 million anti-trust suit against the University, the Bank of New

York and the Keeneland Association. Pessin and Ellsworth charged conspiracy to prevent them from buying the farm.

They subsequently were denied motions for a new trial.

Pessin and Ellsworth also have offered the University \$2.8 million for the farm. The bid will remain open until the UK foundation's directors hold their next regular meeting.

## Nunn Doubtful About Merger

Special To The Kernel

LOUISVILLE—Gov. Louie B. Nunn has expressed some doubt that the state of Kentucky could fully support the merger of the University of Louisville with UK.

Gov. Nunn expressed his doubts in an exclusive interview with WAVE-TV in Louisville.

Gov. Nunn was asked to what extent the state was giving appropriations to U of L and if the state would give the school full appropriations.

He replied, "Well, this is a matter that we are having meetings on; members of the boards of both the University of Louisville and the University of Kentucky are trying to arrive at some system of merger. As to whether we will be able to merge or not, I don't know at this time.

"There are several factors that have to be considered. Certainly, the economy is one of the very important ones, one of the very significant factors that has to be taken.



**TODAY AND  
TOMORROW**

### Today

The next meeting of the Student Government Assembly will be Thursday, April 24, 7 p.m., in Room 222 of the Commerce Building. The swearing in of new representatives is tentatively scheduled, pending the ruling on the validity of the last elections. Any interested student may attend.

### Tomorrow

Dr. Edmund D. Pellegrino, vice president for Health Services at the State University of New York at Stony Brook, will give the sixth annual Edwin Munich Memorial Lecture on Friday, April 25, 2 p.m., in the Hospital Auditorium.

A fifth anniversary reunion of UK's College of Medicine first graduating class will be held Friday and Saturday, April 25-26. The reunion will begin at 10 a.m., Friday with a seminar.

### Coming Up

Any woman student is eligible for election to the YWCA board. If interested in officer election or 1969-70 program planning, please attend the Student YWCA general meeting Monday, April 28, 7:15 p.m., in the President's Room of the Student Center.

Students interested in co-ed, interracial, international living are invited to a re-organizing meeting at Dillard House, Monday, April 28, 7 p.m., to discuss what new directions the project should take. Applications for fall are available at 412 Rose St., and 270 S. Limestone.

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